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6 Attorney for Cody Douglas Swain
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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 CODY DOUGLAS SWAIN,
15 Defendant.

Case No. 2:13-cr-00444-KJD-VCF

**STIPULATION TO CONTINUE
REVOCATION HEARING**
(Third Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,
18 United States Attorney, and Jessica Oliva, Assistant United States Attorney, counsel for the
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,
20 Assistant Federal Public Defender, counsel for Cody Douglas Swain, that the Revocation
21 Hearing currently scheduled on April 23, 2024, be vacated and continued to a date and time
22 convenient to the Court, but no sooner than sixty (60) days.

23 This Stipulation is entered into for the following reasons:

- 24 1. The parties are negotiating a resolution in this case.
25 2. Undersigned counsel is in the process of having Mr. Swain evaluated by a
26 substance abuse counselor to determine eligibility for inpatient drug treatment programs.

1 3. Mr. Swain is incarcerated and does not object to a continuance.

2 4. Additionally, denial of this request for continuance could result in a
3 miscarriage of justice.

4 This is the third request for a continuance of the revocation hearing.

5 DATED this 11th day of April, 2024.

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7 RENE L. VALLADARES
8 Federal Public Defender

 JASON M. FRIERSON
 United States Attorney

9 By /s/ Rick Mula

 By /s/ Jessica Oliva

10 RICK MULA
11 Assistant Federal Public Defender

 JESSICA OLIVA
 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 CODY DOUGLAS SWAIN,

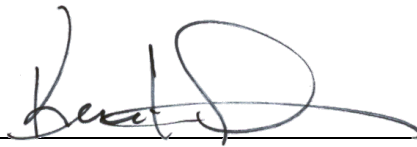
7 Defendant.
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Case No. 2:13-cr-00444-KJD-VCF

ORDER

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10 IT IS THEREFORE ORDERED that the revocation hearing currently scheduled
11 for April 23, 2024 at 10:00 a.m., be vacated and continued to June 25, 2024 at the hour of
12 11:30 a.m.; or to a time and date convenient to the court and in courtroom 4A.

13 DATED this 17 day of April, 2024.

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16 UNITED STATES DISTRICT JUDGE
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